



Attorney's Docket No.: 04676P009X

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Matthew J. Hershenson, et al.

Application No.: 09/802,348

Filed: March 9, 2001

For: SYSTEM, APPARATUS AND METHOD  
FOR PRESERVING DATA

Art Unit: 2151

Examiner: Unassigned

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
(FILING DATE GRANTED)

Sir:

In response to the Notice to File Missing parts of Application (Filing Date  
Granted) mailed April 19, 2001, please find enclosed:

- (1) a check in the amount of \$130.00 in payment of the surcharge of  
37 C.F.R. § 1.16(e);
- (2) a copy of the Notice to File Missing Parts of Application;
- (3) a signed Declaration and Power of Attorney; and

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with  
sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

on

June 19, 2001  
Date of Deposit

Janece Shannon  
Name of Person Mailing Correspondence

Janece Shannon  
Signature

6/19/01  
Date


(4) Substitute drawings in compliance with 37 C.F.R. 1.84.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of this Response is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 6/19/01

  
\_\_\_\_\_  
Thomas C. Webster  
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# FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

on June 19, 2001

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Janece Shannon

Name of Person Mailing Correspondence

Janece Shannon

Signature

6/19/01

Date

Serial/Patent No.: 09/802,348 Filing/Issue Date: March 9, 2001  
Client: Danger Research, Inc.  
Title: System, Apparatus and Method for Preserving Data

BSTZ File No.: 04676.P009X Atty/Secty Initials: TCW/js/bks  
Date Mailed: June 19, 2001 Docket Due Date: June 19, 2001

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Amendment/Response (____ pgs.)   | <input type="checkbox"/> Express Mail No.: _____                                     | <input checked="" type="checkbox"/> Check No. <u>43349</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate)   | <input type="checkbox"/> _____ Month(s) Extension of Time                            | Amt: <u>130.00</u>   |
| <input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract)   | <input type="checkbox"/> Information Disclosure Statement & PTO 1449 (____ pgs.)     | <input type="checkbox"/> Check No. _____                   |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)  | <input type="checkbox"/> Issue Fee Transmittal                                       | Amt: _____   |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)  | <input type="checkbox"/> Notice of Appeal  |  |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.)   | <input type="checkbox"/> Petition for Extension of Time                              |  |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.)   | <input type="checkbox"/> Petition for _____  |  |
| <input type="checkbox"/> Application - Design (____ pgs.)   | <input checked="" type="checkbox"/> Postcard   |  |
| <input type="checkbox"/> Application - PCT (____ pgs.)  | <input type="checkbox"/> Power of Attorney (____ pgs.)                               |  |
| <input type="checkbox"/> Application - Provisional (____ pgs.)  | <input type="checkbox"/> Preliminary Amendment (____ pgs.)                           |  |
| <input type="checkbox"/> Assignment and Cover Sheet   | <input type="checkbox"/> Reply Brief (____ pgs.)                                     |  |
| <input checked="" type="checkbox"/> Certificate of Mailing  | <input checked="" type="checkbox"/> Response to Notice of Missing Parts              |  |
| <input checked="" type="checkbox"/> Declaration & POA ( <u>4</u> pgs.)  | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business |  |
| <input type="checkbox"/> Disclosure Docs & Orig & Copy of Inventor's Signed Letter (____ pgs.)  | <input type="checkbox"/> Transmittal Letter, in duplicate                            |  |
| <input checked="" type="checkbox"/> Drawings: <u>10</u> # of sheets includes <u>10</u> figures<br>(substitute drawings)   | <input type="checkbox"/> Fee Transmittal, in duplicate                               |  |
| <input checked="" type="checkbox"/> Other: <u>copy of Notice to File Missing Parts of Nonprovisional</u><br><u>Application (Filed Under 37 CFR 1.53(b))</u><br><u>(Filing Date Granted)</u> |  |  |



## UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/802,348	03/09/2001	Matthew J. Hershenson	04676P009X

CONFIRMATION NO. 7427

## FORMALITIES LETTER



\*OC00000005986882\*

Thomas C. Webster  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
12400 Wilshire Boulevard  
Los Angeles, CA 90025-1026

Date Mailed: 04/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

05/24/2001 GTEFFERA 00000024 09002340

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE